

1 ISMAIL J. RAMSEY (CABN 189820)

United States Attorney

2 MICHELLE LO (NYRN 4325163)

Chief, Civil Division

3 ELIZABETH KURLAN (CABN 255869)

Assistant United States Attorney

4 450 Golden Gate Avenue, Box 36055

5 San Francisco, California 94102-3495

Telephone: (415) 436-7298

6 Facsimile: (415) 436-6748

Elizabeth.Kurlan@usdoj.gov

7 Attorneys for Defendants

8 UNITED STATES DISTRICT COURT

9 NORTHERN DISTRICT OF CALIFORNIA

10 OAKLAND DIVISION

11 NADIA OUNI,

12 Plaintiff,

13 v.

14 UNITED STATES CITIZENSHIP AND
15 IMMIGRATION SERVICES, *et al.*,

16 Defendants.

C 4:23-cv-05696 HSG

**STIPULATION TO STAY PROCEEDINGS;
ORDER**

17
18
19 The parties, through their attorneys, hereby stipulate and respectfully request the Court to stay
20 proceedings in this case for a limited time, until June 20, 2024. The parties make this joint request
21 because they are pursuing an administrative resolution that may render further litigation of this case
22 unnecessary.

23 1. Plaintiff filed this mandamus action seeking adjudication of her Form I-589, Application
24 for Asylum and Withholding of Removal. United States Citizenship and Immigration Services
25 (“USCIS”) scheduled an interview for February 21, 2024. USCIS will work diligently towards
26 completing adjudication of the I-589 application, absent the need for further adjudicative action or
27 unforeseen circumstances that would require additional time for adjudication.

2. Plaintiff agrees to submit all supplemental documents and evidence to USCIS seven to ten days prior to the agreed upon scheduled interview. Plaintiff recognizes that failure to submit these documents seven to ten days prior to the interview may result in the interview being rescheduled at no fault of USCIS.

3. If needed by Plaintiff or their dependent(s), Plaintiff shall bring their own interpreter to their asylum interview. See <https://www.uscis.gov/newsroom/alerts/affirmative-asylum-applicants-must-provide-interpreters-starting-sept-13>. Plaintiff recognizes that failure to bring an interpreter to their interview may result in the interview being rescheduled at no fault of USCIS.

4. Upon receipt of the Asylum Office's decision, Plaintiff agrees to voluntarily dismiss the case.

5. The parties agree to bear their own litigation costs and attorney fees.

Accordingly, the parties stipulate and request that the proceedings in this case be stayed until June 20, 2024, at which time the parties will file a joint status report with the Court. At that time, the parties may request a further continuance of the stay of proceedings, dismissal of the litigation if appropriate, or placement of the case back on the Court's active docket. A stay of proceedings in this case will benefit the parties and conserve the Court's resources while the parties pursue a potential administrative resolution.

Dated: December 28, 2023

Respectfully submitted,¹

ISMAIL J. RAMSEY
United States Attorney

/s/ Elizabeth D. Kurlan
ELIZABETH D. KURLAN
Assistant United States Attorney
Attorneys for Defendants

Dated: December 28, 2023


/s/ Arash Yasrebi
ARASH YASREBI
Attorney for Plaintiff

¹ In accordance with Civil Local Rule 5-1(i)(3), the filer of this document attests that all signatories listed herein concur in the filing of this document.

ORDER

Pursuant to stipulation, IT IS SO ORDERED.

Date: 1/2/2024


HAYWOOD S. GILLIAM, JR.
United States District Judge